

Image

11-24-03

1634



PTO/SB/21 (05-03)
Approved for use through 04/30/2003. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	09/835119
		Filing Date	April 13, 2001
		First Named Inventor	Rima Kaddurah-Daouk
		Art Unit	1634
		Examiner Name	A. Chakrabarti
Total Number of Pages in This Submission	3	Attorney Docket Number	MBZ-001

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Request for Withdrawal of Erroneous Notice of Abandonment (2 pages) Certificate of Express Mailing (1 page)
<div>Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	LAHIVE & COCKFIELD, LLP Cynthia M. Soroos - Reg. No. 53,623
Signature	
Date	November 20, 2003

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 311 017 844 US, in an envelope addressed to: MS AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.	
Dated: November 20, 2003	Signature: (Cynthia M. Soroos)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Rima Kaddurah-Daouk
and Bruce S. Kristal

Serial No.: 09/835,119

Filed: April 13, 2001

For: METHODS FOR DRUG DISCOVERY, DISEASE
TREATMENT, AND DIAGNOSIS USING METABOLOMICS

Attorney Docket No.: MBZ-001

Group Art Unit: 1634

Examiner: A. Chakrabarti

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**REQUEST FOR WITHDRAWAL OF
ERRONEOUS NOTICE OF ABANDONMENT**

Dear Sir:

A Notice of Abandonment was mailed from the PTO on September 23, 2003, indicating that Applicants failed to timely file a reply to the Office Action mailed on December 16, 2003. The Notice of Appeal is in the PTO's image file and the extension of time and Notice of Appeal fees were processed by the PTO.

It is respectfully requested that the erroneously-issued Notice of Abandonment be withdrawn and that the application be revived. If a telephone conversation with

U.S.S.N. 09/835119
Attorney Docket No.: MBZ-001

Group Art Unit: 1634
Examiner: A. Chakrabarti

Applicants' Attorney would be useful, please call Elizabeth A. Hanley, Esq. at (617) 227-7400.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Cynthia M. Soroos', written over a horizontal line.

Cynthia M. Soroos
Registration No. 53,623
Attorney for Applicants

LAHIVE & COCKFIELD, LLP
28 State Street
Boston, MA 02109
Tel. (617) 227-7400

Date: November 20, 2003



Application No. (if known): 09/835119

Attorney Docket No.: MBZ-001

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EV 311 017 844 US in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on November 20, 2003
Date

Signature

Cynthia M. Soroos

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Transmittal (1 page)
Request for Withdrawal of Erroneous Notice of Abandonment (2 pages)